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# मध्यप्रदेश राजपत्र

## ( असाधारण )

### प्राधिकार से प्रकाशित

क्रमांक 348]

भोपाल, बुधवार, दिनांक 27 जून 2018—आषाढ़ 6, शक 1940

विधि और विधायी कार्य विभाग

भोपाल, दिनांक 26 जून 2018

क्र. 10630-193-इक्कीस-अ (प्रा.).—भारत के संविधान के अनुच्छेद 348 के खण्ड (3) के अनुसारण में, मध्यप्रदेश करधान (संशोधन) विधेयक, 2018 (क्रमांक 10 सन् 2018) का अंग्रेजी अनुवाद राज्यपाल के प्राधिकार से एतद्द्वारा प्रकाशित किया जाता है.

मध्यप्रदेश के राज्यपाल के नाम से तथा आदेशानुसार,  
राजेश यादव, अतिरिक्त सचिव.

**MADHYA PRADESH BILL****NO. 10 OF 2018****THE MADHYA PRADESH KARADHAN (SANSHODHAN) VIDHEYAK, 2018**

A Bill further to amend the Madhya Pradesh Karadhan Adhiniyam, 1982.

Be it enacted by the Madhya Pradesh Legislature in the sixty-ninth year of the Republic of India as follows:-

**Short title and commencement.**

1. (1) This Act may be called the Madhya Pradesh Karadhan (Sanshodhan) Adhiniyam, 2018.

(2) It shall come into force from the date of its publication in the official Gazette.

**Repeal of Part III.**

2. In the Madhya Pradesh Karadhan Adhiniyam, 1982 (No. 15 of 1982), Part III "Forest Development Cess" containing sections 6 and 7 shall be repealed

**Saving.**

3. The repeal of the aforesaid part shall not affect the validity, invalidity, effect or consequences of anything already done or suffered, or any right, title, obligation or liability already acquired accrued or incurred, or any remedy or proceeding in respect thereof, or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand, or any indemnity already granted, or the proof of any past act or thing.

**Power to remove difficulties.**

4. (1) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by order published in the official Gazette, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty:

Provided that no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

(2) Every order made under this section shall, as soon as may be after it is made, be laid before the State Legislative Assembly.

**Repeal and saving.**

5. (1) The Madhya Pradesh Karadhan (Sanshodhan) Adhyadesh, 2018 (No. 9 of 2018) is hereby repealed.

(2) Notwithstanding the repeal of the said Ordinance, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provision of this Act.

**STATEMENT OF OBJECTS AND REASONS**

As a result of 101<sup>st</sup> amendment of the Constitution and amendment in entry number 54 of List II State List of the Seventh Schedule to the Constitution, the State Government is empowered to levy tax on the sale of six specified items only. In such a situation Part III of the Madhya Pradesh Karadhan Adhiniyam 1982 (No. 15 of 1982) is redundant, regarding levy of forest development cess on sale or supply of forest produce. Therefore, suitable amendment is proposed in the principal Act.

\* 2. As the matter was urgent and the Madhya Pradesh Legislative Assembly was not in session, the Madhya Pradesh Karadhan (Sanshodhan) Adhyadesh, 2018 (No. 9 of 2018) was promulgated for the purpose. It is now proposed to replace the said Ordinance by an Act of the State Legislature without any modification.

3. Hence this Bill.

**BHOPAL:**  
**DATED THE 20th JUNE 2018**

**JAYANT MALLAYYA**  
**Member-In-Charge.**